THE HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.18421 of 1997

Dated: 05.12.2006

Between

M. Ahmed Sahab, S/o. Ali Saheb, Kurnool District.

…Petitioner

And

The Secretary,
Revenue Department,
Government of A.P.,
Secretariat, Hyderabad and two others.

…Respondents

THE HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.18421 of 1997

ORDER:

Heard the learned counsel.

This Court, on 07.08.1997, issued Rule Nisi and in W.P.M.P.No.22350 of 1997 made the following order:

> "Status quo obtaining as on today shall be maintained till further orders".

The writ petition is filed for issuance of a direction more specifically in the nature of writ of *mandamus* directing respondent No.2 to continue the petitioner as Muttavalli of the Mosque of Nagarodana village, Chippaghiri Mandal, Kurnool District, after declaring the proceedings No.B3/KNL/31/92, dated 08.05.1997 passed by respondent No.2 as arbitrary, illegal, un-constitutional, discriminatory and null and void and to pass suitable orders.

Several factual details are narrated in paragraph Nos.2 to 7 of the affidavit filed in support of the writ petition. It is stated that respondent No.2 issued a Memo, dated 04.10.1995, and explanation was given by the petitioner on 14.11.1995. The order of removal was passed by respondent No.2 on 08.05.1997 and the petitioner has made an application for certified copy on 28.02.1997. The charges had been specified in detail and non-furnishing of the report and other grounds also had been raised.

The factual details would not detain this Court any further for the reason that the learned counsel for the petitioner would submit that pursuant to the impugned proceedings, the petitioner has a right to approach the Andhra Pradesh Wakf Tribunal. In view of the same, liberty is granted to the petitioner to question the impugned proceedings before the Andhra Pradesh Wakf Tribunal, if the petitioner is so advised. Inasmuch as an order of status quo was made on 07.08.1997 by this Court as referred to supra, the status quo to be

maintained for a period of four weeks, so as to enable the petitioner to approach the Andhra Pradesh Wakf Tribunal in this regard, if the petitioner is so advised.

The Writ Petition is accordingly disposed of. There shall be no order as to costs.

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P.S.Narayana, J

Date: 05.12.2006

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